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Vice Chairman

Robert Anderson
Administrator

Date: January 14, 2010

Name of Appellant: Bullfinch Companies

Service Address: Norton Remmer
18 John St. Place
Worcester, MA. 01609

In reference to: Acorn Park Drive
Cambridge, MA. 02139

Docket Number: 09-816

Property Address: Acorn Park Drive
Cambridge, MA. 02139

Date of Hearing: 11-24-09

Enclosed please find a copy of the decision on the matter aforementioned.

Sincerely:

BUILDING CODE APPEALS BOARD

Patricia Barry, Clerk

cc: Building Code Appeals Board
Building Official

COMMONWEALTH OF MASSACHUSETTS
State Building Code (780 CMR) Appeals Board
Board's Ruling on Appeal¹

Docket No. 09-816

Appellant(s): Bullfinch Companies
represented by Norton Remmer

vs.

Appellee(s): City/Town of Cambridge
Building Official Ranjit Singanayagam

Procedural History

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant a variance allowing the use of the 6th edition of 780 CMR for the properties at Acorn Park Drive, Cambridge, MA. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.*; and 780 CMR 122.3.4, the Board convened a public hearing on November 24, 2009 where all interested parties were provided with an opportunity to testify and present evidence to the Board. Norton Remmer and others appeared for the hearing as noted on the sign in sheet which is on file at the Department of Public Safety.

Discussion

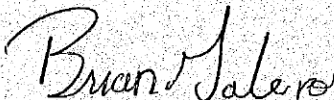
After testimony and discussion a motion was made to grant a variance allowing the use of the 6th edition of 780 CMR for completion of the parking garage as noted in the City of Cambridge letter dated November 12, 2009 due to the fact it was started under the 6th edition and Cambridge Inspectional Services Department is not opposed. A condition exists that they are not allowed to change anything from the buildings' original plans.

Conclusion

The Appellant's request for a variance allowing the use of the 6th edition of 780 CMR is hereby **granted** as described in the discussion above and so ordered² on this date: November 24, 2009.



William Middlemiss



Brian Gale



Alexander MacLeod

¹ This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

² In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.